



S/N 09/413,003

**RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2653**

#12  
(N.E.)  
MO 3  
4.15.04

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Akiyama et al.	Examiner:	Paul W. Huber
Serial No.:	09/413,003	Group Art Unit:	2653
Filed:	October 5, 1999	Docket No.:	10873.446US01
Customer No.:	23552	Confirmation No.:	1391
Title:	Recording/Reproducing Apparatus for Recording Medium with Plural Recording Layers (as amended)		

**CERTIFICATE UNDER 37 CFR 1.10**

'Express Mail' mailing label number: EV 408487117 US

Date of Deposit: April 6, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop AF, Commissioner for Patents, Alexandria, VA 22313-1450

By:

*Teresa Anderson*

Name: Teresa Anderson

**RESPONSE UNDER 37 C.F.R. § 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

**RECEIVED**

**APR 13 2004**

**Technology Center 2600**

Dear Sir:

In response to the final Office Action mailed on January 7, 2004, please consider and enter the following remarks. Claims 1-5 remain pending in the application.

Remarks begin at page 2 of this paper.

110K to  
Enter  
on appeal  
4/16/04



4-8-04

AF  
2400

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By: Teresa Anderson  
Name: Teresa Anderson

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing.
- ☒ Response to Final Office Action mailed January 7, 2004.
- ☒ Return postcard.

**RECEIVED**

**APR 13 2004**

**Technology Center 2600**

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
P.O. Box 2903, Minneapolis, MN 55402-0903  
612.332.5300

By: Curtis B. Hamre  
Name: Curtis B. Hamre  
Reg. No.: 29,165  
CBH/RAK:pll